

# House Study Bill 116

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON COMMERCE,  
REGULATION AND LABOR BILL  
BY CHAIRPERSON JENKINS)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the regulation of attorney fees in workers'  
2 compensation cases.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1785YC 81  
5 av/sh/8

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1 1 Section 1. Section 86.39, Code 2005, is amended to read as  
1 2 follows:  
1 3 86.39 FEES == APPROVAL.  
1 4 1. All fees or claims for legal, medical, hospital, and  
1 5 burial services rendered under this chapter and chapters 85,  
1 6 85A, 85B, and 87 are subject to the approval of the workers'  
1 7 compensation commissioner. For services rendered in the  
1 8 district court and appellate courts, ~~the attorney's fee is~~  
1 9 attorney fees are subject to the approval of a judge of the  
1 10 district ~~or appellate~~ court.  
1 11 2. Attorney fees for services rendered under this chapter  
1 12 and chapters 85, 85A, 85B, and 87 on behalf of an employee  
1 13 shall be limited to the maximum amounts of twenty-five percent  
1 14 of an award or settlement. Attorney fees shall be paid by the  
1 15 employee from the proceeds of an award or settlement. All  
1 16 attorney-client employment contracts for services rendered  
1 17 under this chapter and chapters 85, 85A, 85B, and 87 that are  
1 18 entered into and signed on or after January 1, 2006, shall be  
1 19 subject to the conditions of this subsection.

1 20 EXPLANATION  
1 21 This bill relates to the regulation of attorney fees in  
1 22 workers' compensation cases under Code chapters 85, 85A, 85B,  
1 23 86, and 87. The bill provides that attorney fees in such  
1 24 cases are limited to the maximum amounts of 25 percent of an  
1 25 award or settlement. The attorney fees are to be paid by the  
1 26 employee from the proceeds of the award or settlement. The  
1 27 provisions of the bill apply to attorney-client employment  
1 28 contracts, for services rendered in workers' compensation  
1 29 cases, that are entered into and signed on or after January 1,  
1 30 2006.  
1 31 LSB 1785YC 81  
1 32 av/sh/8